

Stoops, Kevin J

**From:** Greeves, Geoffrey J. [geoffrey.greeves@pillsburylaw.com]  
**Sent:** Monday, August 16, 2010 2:42 PM  
**To:** Jeff Young; Stoops, Kevin J  
**Subject:** ABB Inc. v. RoboticVISIONTech

Jeff: Thank you for your phone call at 2 pm in which you stated that ABB will consent to a motion to stay this case, including a stay of your request for injunctive relief, pending the completion of binding arbitration. At this time, my client will accept a voluntary dismissal of this matter under Rule 41(a)(1)(A), not a stay. There is nothing for the court to do here and I think you agree a dismissal is the likely outcome on Thursday. In addition to a dismissal, it will not come as a surprise to you that we demand that ABB pay RVT's fees, which are certainly not insignificant given that we worked over the weekend on the TRO/PI response you urged the court to schedule. This matter should have ended with my phone call with Kevin Stoops weeks ago in which I told him that arbitration was mandatory.

We will agree to cap RVT's legal fees at \$25,000 if that helps make this situation more palatable for ABB.

Please let me know how you would like to proceed by 5 pm today as we have briefs to be filed tomorrow.

Geoffrey.

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